

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 1828A)

In re Application of:

Papineau, et al.

Serial No.: 10/808,271

Filed: March 23, 2004

For: METHOD AND SYSTEM FOR EXCHANGING
DATA BETWEEN PORTABLE APPLICATIONS)
FOR MOBILE DEVICES)

Examiner: TBD

Art Unit: TBD

Fax No. 703-872-9306

No. of Pages: 4

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FEB 18 2005

FACSIMILE TRANSMITTAL LETTERMail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Request for Reconsideration of Petition Under 37 C.F.R. 1.47(A) to Allow all Available Joint Inventors to Make Application on Behalf of Inventor Who Refuses to Sign
 - b. Supplemental Patent Application Data Sheet
2. With regard to fees:
 - a. No fee is due at this time.
 - b. Please charge any additional fees or credit overpayment to Deposit Account No. 210765
3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being transmitted to the USPTO facsimile number 703-872-9306, according to 37 CFR 1.6(d) addressed to: Mail Stop Petitions, P.O. Box 1450, Alexandria, VA 22313-1450 on February 18, 2005.

Respectfully Submitted,

Date: February 18, 2005

By: Brian R. Harris
Reg. No. 45,900

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For: **METHOD AND SYSTEM FOR EXCHANGING
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Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR RECONSIDERATION OF PETITION UNDER 37 C.F.R. 1.47(a)
TO ALLOW ALL AVAILABLE JOINT INVENTORS
TO MAKE APPLICATION ON BEHALF OF INVENTOR WHO REFUSES TO SIGN**

Dear Sir:

On September 7, 2004, Sun Microsystems, Inc. and Sprint Spectrum LLP, the joint assignees of this application, submitted a Petition Under 37 CFR § 1.47(a) requesting permission to allow the two available joint inventors -- Scott Papineau and Dana Myers -- to make this application on behalf of Jon Bostrom, a joint inventor who refuses to execute the application papers. On January 24, 2005, the Office of Petitions mailed a decision dismissing the petition stating that an ambiguity exists regarding the addresses of Mr. Myers and Mr. Bostrom, the non-signing inventor. Specifically, the petition and declaration signed by Mr. Myers has a different address for Mr. Bostrom than the declaration signed by Mr. Papineau, and the declaration signed by Mr. Myers has a different address for Mr. Myers than the declaration signed by Mr. Papineau.

The decision states that the Petitioner should file a supplemental declaration or application data sheet clearly indicating the correct address for each inventor. Accordingly, Petitioner submits a Supplemental ADS that indicates the correct addresses for Mr. Myers and for Mr. Bostrom. Because there is no discrepancy in the address of Mr. Papineau, Petitioner has not updated his address via the Supplemental ADS. Accordingly, Petitioner requests reconsideration of the previously filed petition.

If any questions remain, Applicants' attorney, Brian Harris, may be contacted at his direct dial number of (312) 913-3303

Respectfully submitted,

Date: 2/18/05

By:



Brian R. Harris
Reg. No. 45,900

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